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7/31/2008

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9 **UNITED STATES DISTRICT COURT**
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11 **NORTHERN DISTRICT OF CALIFORNIA**

12 **SAN JOSE VENUE**

13 UNITED STATES OF AMERICA,) Case No. 5:08-cr-00156 (JW)
14 Plaintiff,)
15 v.) [PROPOSED] ORDER MODIFYING
16 RODRIGUEZ,) WITNESS SUBPOENA
17 Defendant.)
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On July 31, 2008, Sophia Watkins filed an ex parte motion for an order modifying her subpoena to testify.

At the Final Pretrial Conference on July 24, 2008, the Court inquired as to the availability of the witness to testify and the Government's readiness to proceed to trial. The Government represented that the witness would be in the District by August 5, 2008 and available to testify by August 5, 2008.

Accordingly, the Court DENIES the Ex Parte Motion to Modify the Witness Subpoena.

IT IS SO ORDERED.

Dated: July 31, 2008


United States District Judge